IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE ELEVENTH DAY OF NOVEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE SRI JUSTICE N.V. RAMANA

WRIT PETITION NO.10051 of 1996

Between:

1 Kalluri Santhamma W/o. Venkatadri
Ch.Uppalapadu village N.G.Padu Mandal
Prakasam Dist
2 Mannem Kamalakara Rao S/o. Kantheswara Rao
Ch.Uppalapadu village N.G.Padu Mandal
Prakasam Dist
3 Mannem Kantheswara Rao S/o. Subrahmanyam
Ch.Uppalapadu village N.G.Padu Mandal
Prakasam Dist
4 Mannem Sreeramachandra Murthy S/o. Subrahmanyam
Ch.Uppalapadu village N.G.Padu Mandal
Prakasam Dist

.... PETITIONERS

AND

1 The Secretary,
Tobacco Board, Guntur.

2 The Auction Superintendent, Platform No.23
Tobacco Board, Ongole.

(Writ Petition as against Respondent No.1 dismissed for default as per court order dated 17-4-2000)

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue a Writ, order or direction more particularly in the nature of Writ of Mandamus declaring the action of the respondents in granting the Registration subject to the fulfillment of the conditions mentioning in their proceedings Dt.19/10/1995 as illegal,

arbitrary and unconstitutional without jurisdiction and without any power and consequently direct the respondents to permit the petitioners to sell their tobacco in the auction platform No.23, Tobacco Board, Ongole.

Counsel for the Petitioners: MR.T.RAJENDRA PRASAD

Counsel for the Respondents: MR.C.V.MOHAN REDDY

The Court made the following :

ORDER:

Learned counsel for the petitioners submits that the cause in this writ petition does not survive and has become infructuous.

Recording the said submission, the Writ Petition is dismissed as having become infructuous. No costs.

(N.V. RAMANA, J)

Date: 11.11.2004

Nsr

To

1 The Secretary,
Tobacco Board, Guntur.

2 The Auction Superintendent, Platform No.23
Tobacco Board, Ongole.

3 Two CD copies.